

DEPT. OF LANDS  
OCT 12 2018  
BOISE, IDAHO

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#23253.0

Attorneys for Sharlie-Grouse Neighborhood Association, Inc.

**BEFORE THE STATE BOARD OF LAND COMMISSIONERS**

SHARLIE-GROUSE NEIGHBORHOOD )  
ASSOCIATION, INC., )  
 )  
Petitioner, )  
 )  
vs. )  
 )  
IDAHO STATE BOARD OF LAND )  
COMMISSIONERS, )  
 )  
Respondent. )

**MOTION TO COMPEL DISCOVERY**

The Petitioner Sharlie-Grouse Neighborhood Association, Inc., by and through undersigned counsel of record, and pursuant to Rules of Practice and Procedure Before the State Board of Land Commissioners (the "Rules"), Rules 260, 413, 520 and 521 (IDAPA 20.01.01.260, 20.01.01.413, 20.01.01.520 and 20.01.01.521), hereby moves for an order authorizing discovery by Petitioner in the above-captioned matter. Petitioner seeks authority to

conduct all forms of discovery listed in Rule 520.01.a-e and seeks leave to conduct discovery against all parties or other knowledgeable persons or entities.


The grounds for this motion are as follows:

1. This is a contested case and Petitioner is a party to this proceeding.
2. The Rules allow discovery by a party in a contested case, but only pursuant to an order directing that discovery be answered.
3. In addition to important legal questions, the issues presented in the Petition address an extensive history and potentially complex factual information, as well as expert analyses relating to property valuation, among other matters. Such issues are best evaluated in the context of a comprehensive period for the discovery and exchange of facts and information, which may serve to allow parties to effectively resolve and/or narrow issues in advance of a contested case hearing.

Petitioner respectfully requests that this motion be granted to allow discovery to commence immediately.

DATED this 12th day of October 2018.

SPINK BUTLER, LLP

By:   
T. Hethe Clark  
Matthew J. McGee  
Attorneys for Sharlie-Grouse Neighborhood  
Association, Inc.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of October 2018, I caused a true and correct copy of the above to be served upon the following individuals in the manner indicated below:

Angela Schaer Kaufmann  
Joy M. Vega  
Idaho Department of Lands  
P.O. Box 83720  
Boise, ID 83720

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